

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ 16-489
Plaintiff,)
)
v.)
) DETENTION ORDER
LUIS CABRERA-BANEGAS,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Distribute and Possess with Intent to Distribute Cocaine,
Cocaine Base and Methamphetamine; Possession with Intent to Distribute and Distribution of
Cocaine

Date of Detention Hearing: December 5, 2016.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
based upon the factual findings and statement of reasons for detention hereafter set forth, finds
that no condition or combination of conditions which defendant can meet will reasonably
assure the appearance of defendant as required and the safety of other persons and the
community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged in the Northern District of California with the above-referenced drug offenses. An identity hearing was held in this District in which the government made a showing of probable cause that defendant is the individual named in the Indictment. An Order of Transfer has been signed.

2. Defendant lacks legal status in the United States. It is not known whether a detainer has been filed by immigration authorities, but defendant was previously deported after serving a sentence of imprisonment in the state court of California for charges related to the instant federal charges.

3. Defendant poses a risk of nonappearance due to his lack of legal status and previous deportation. Defendant poses a risk of danger due to criminal history.

4. There does not appear to be any condition or combination of conditions that will reasonably assure the defendant's appearance at future Court hearings while addressing the danger to other persons or the community.

It is therefore ORDERED:

1. Defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
3. On order of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver

01 the defendant to a United States Marshal for the purpose of an appearance in connection
02 with a court proceeding; and

- 03 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
04 for the defendant, to the United States Marshal, and to the United State Pretrial Services
05 Officer.

06 DATED this 5th day of December, 2016.

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09 Mary Alice Theiler
10 United States Magistrate Judge
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